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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554



In the matter of)
Amendment of Section 73.202 (b),) MB Docket No. _____
Table of Allotments)
FM Broadcast Stations) RM- _____
(Nevada City, California))

PETITION FOR RULEMAKING

To the Chief, Allocations Branch:

Dana J. Puopolo ("Petitioner") respectfully requests the Commission initiate a rulemaking proceeding for the purpose of considering amending Section 73.202(b) of the Commission's rules. In support whereof the following is stated:

2. Petitioner proposes the Commission allot FM channel 297A to Nevada City, California as its first local service. This would require amending Section 73.202(b) of the Commission's rules as follows:

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Nevada City, CA	-	297A

3. Nevada City is an incorporated city located in northern California. It is located in Nevada County. In 2000, the United States Census Bureau estimated that Nevada City had a population of 3,001 persons.

4. FM channel 297A can be assigned to Nevada City in full compliance with the Commission's minimum distance separation requirements. This is illustrated in the attached spacing study. Coordinates used are N 39:18:00, W 121:00:00 and are located approximately 6 Km NE of Nevada City. This site restriction is necessary to prevent a short spacing with station KTSN-FM, Stockton, CA.

5. Petitioner, or an entity with which he is affiliated, intends to apply for a construction permit to activate channel 297A if it is assigned to Nevada City as proposed. If his application is granted, he shall promptly construct and operate the proposed station.

6. Petitioner hereby verifies and affirms that the statements given in this petition for rulemaking are his, and are accurate to the best of his knowledge.

Respectfully submitted,

Dana J. Puopolo
2134 Oak Street, Unit C
Santa Monica, CA 90405
September 4, 2003

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List A B C D E FM-MB
03-306

Nevada City, CA

Spacing study FM channel 297A, Nevada City, CA
at coordinates N 39:18:00, W 121:00:00.

CHAN	FREQ	CALL	LOCATION		DIST	REQ	CLEAR
294B	106.7	KRQR	ORLAND	CA US	154	69	85
295C	106.9	KRNO	INCLINE VILLAGE	NV US	96	95	1
296C3	107.1	KESR	SHASTA LAKE CITY	CA US	199	89	110
296A	107.1	KSRT	CLOVERDALE	CA US	186	72	114
297C	107.3	ALLOC	ALTURAS	CA US	247	226	21
297B	107.3	KSTN-FM	STOCKTON	CA US	178	178	0
298B	107.5	KQPT	COLUSA	CA US	115	113	2
299C3	107.7	KSRN	KINGS BEACH	CA US	96	42	54
299C2	107.7	KSRN	KINGS BEACH	CA US	96	55	41
300B	107.9	KDND	SACRAMENTO	CA US	78	69	9

Notes:

All distances are in kilometers.
Only stations clearing by less than 125 Km are shown.

